

South Carolina Department of Health and Environmental Control
Office of Ocean and Coastal Resource Management
104 Parker Drive
Beaufort, South Carolina 29906

and

Charleston District, Army Corps of Engineers
69-A Hagood Avenue
Charleston, South Carolina 29403

December 5, 2013
Joint Permit Application Public Notice

Town of Bluffton, 2009-01376-1W(13)

The Department has received an application for a permit for the alteration of a critical area. The application was submitted pursuant to the Coastal Zone Management Act (Act 123) of 1977 South Carolina General Assembly. The application in brief, is described as follows:

LOCATION: On and adjacent to May River at 75 Wharf Street, Oyster Factory Park, Bluffton, Beaufort County, South Carolina.
TMS: R620 039 00A 0261.

WORK: The work as proposed consists of making modifications to an existing public facility. Specifically, the new work consist of constructing an 8' x 150' floating ground out dock that will be constructed adjacent to the existing boat ramp. At the end of the ground out float, a 15' x 30' floating kayak and canoe launch dock is proposed. The applicant also seeks to construct an 8' x 42' ramp to the sandy shoreline of the May River from the new floating dock. The applicant seeks as, part of the overall project, an ADA compliant 18' x 20' observation area landward of the OCRM Critical Area Line. A 6' x 29' ramp will access the new floating docks from the observation area. Lastly, the applicant seeks to excavate 65 cubic yards (90' x 13' x 1.5' deep) and replace with filter fabric and #4 bedding stone for ground out dock stability. The work as described is for increased public recreational access to the May River.

This public notice is being distributed to all known interested persons and agencies to assist in developing facts on which a decision by the Department can be based. Comments concerning the proposed work must be submitted in writing, setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition.

Comments regarding this application must be received by the Department on or before **January 4, 2014**. For more information, please contact:
Paul Wojoski at 843-846-9400 or via email at wojoskpa@dhec.sc.gov.

NOTE: Plans depicting the proposed work are available and will be provided upon receipt of a written request or may be viewed on the Department website at www.scdhec.gov/environment/ocrm/public_notice.htm.

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
and the
S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N # 2009-01376-1W (13)

3 DECEMBER 2013

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

TOWN OF BLUFFTON
c/o JON GUERRY TAYLOR & ASSOCIATES, INC.
POST OFFICE BOX 1082
MT. PLEASANT, SOUTH CAROLINA 29465

for a permit to perform excavation in and place fill material to construct a stable base for the construction of a ground out floating dock, to construct a floating kayak and canoe launch dock, observation platform and boardwalk, landing platform and concrete abutment adjacent to and in waters of the

MAY RIVER

at a location at the end of Wharf Street at the site of the previously permitted public boat ramp and stormwater treatment system in the Town of Bluffton's Oyster Factory Park in the Town of Bluffton, Beaufort County, South Carolina (Latitude 32.231748°, Longitude -80.867512°)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by the Corps until

15 Days from the Date of this Notice,

and SCDHEC will receive written statements regarding the proposed work until

30 Days from the Date of this Notice

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of the construction of a 150' x 8' floating ground out dock that will be constructed along the side of an existing concrete lattice boat ramp and will lead out into waters of the May River and terminate in a 30' x 15' floating kayak and canoe launch dock. The project also includes excavation in a 90' x 13' area in the footprint of the floating dock for the

REGULATORY DIVISION

Refer to: P/N #SAC-2009-01376-1W

3 DECEMBER 2013

placement of 65 cubic yards of bedding stone to provide a stable base for the ground out floating dock. At the landward end of the ground out dock, the applicant is proposing a 23' x 8' concrete abutment with a timber 8' wide ADA accessible ramp leading down to the sandy shoreline of the May River. The project also includes the construction of a 18' x 20' timber ADA accessible observation deck to be constructed above the MHW and the SCDHEC, OCRM critical area line. This observation deck will be accessed from the road by a 6' x 22' walkway. A 6' x 29' walkway will lead from the observation deck to the concrete abutment as shown on sheet 7 of 10. The purpose of the project is for public access to include recreational access to waters of the May River.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107.**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 0.3 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

REGULATORY DIVISION

Refer to: P/N #SAC-2009-01376-1W

3 DECEMBER 2013

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

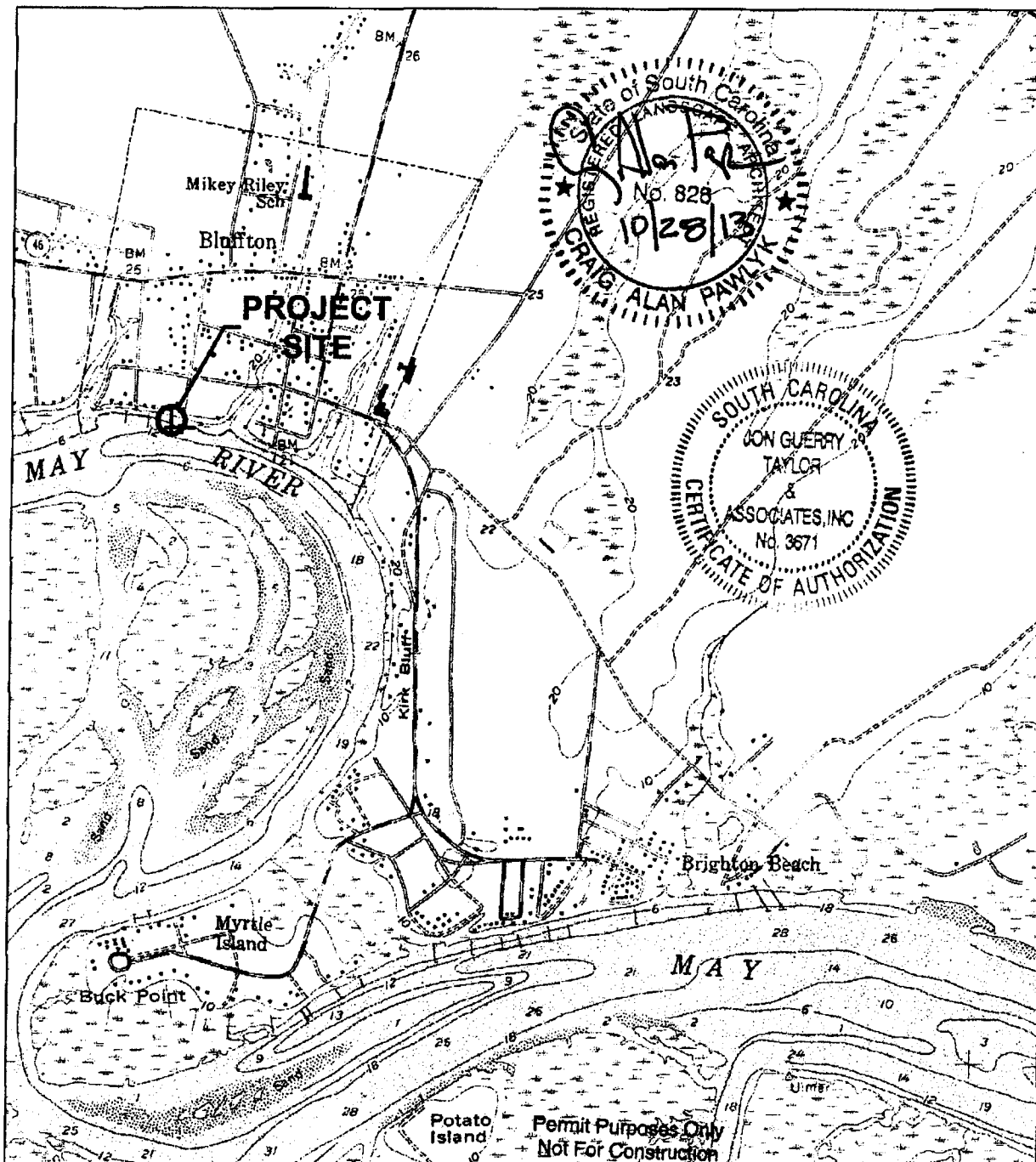
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

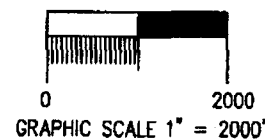
If there are any questions concerning this public notice, please contact Debbie King at 843-329-8044 or toll free at 1-866-329-8187.

Paul Wojoski
scdhec-DCRM
843-846-9400



LAT: 32° 13' 55.10"N
LONG: 80° 52' 02.77"W

QUAD MAP BLUFFTON QUAD



SAC 2009-01376-1W

AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

**OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC**

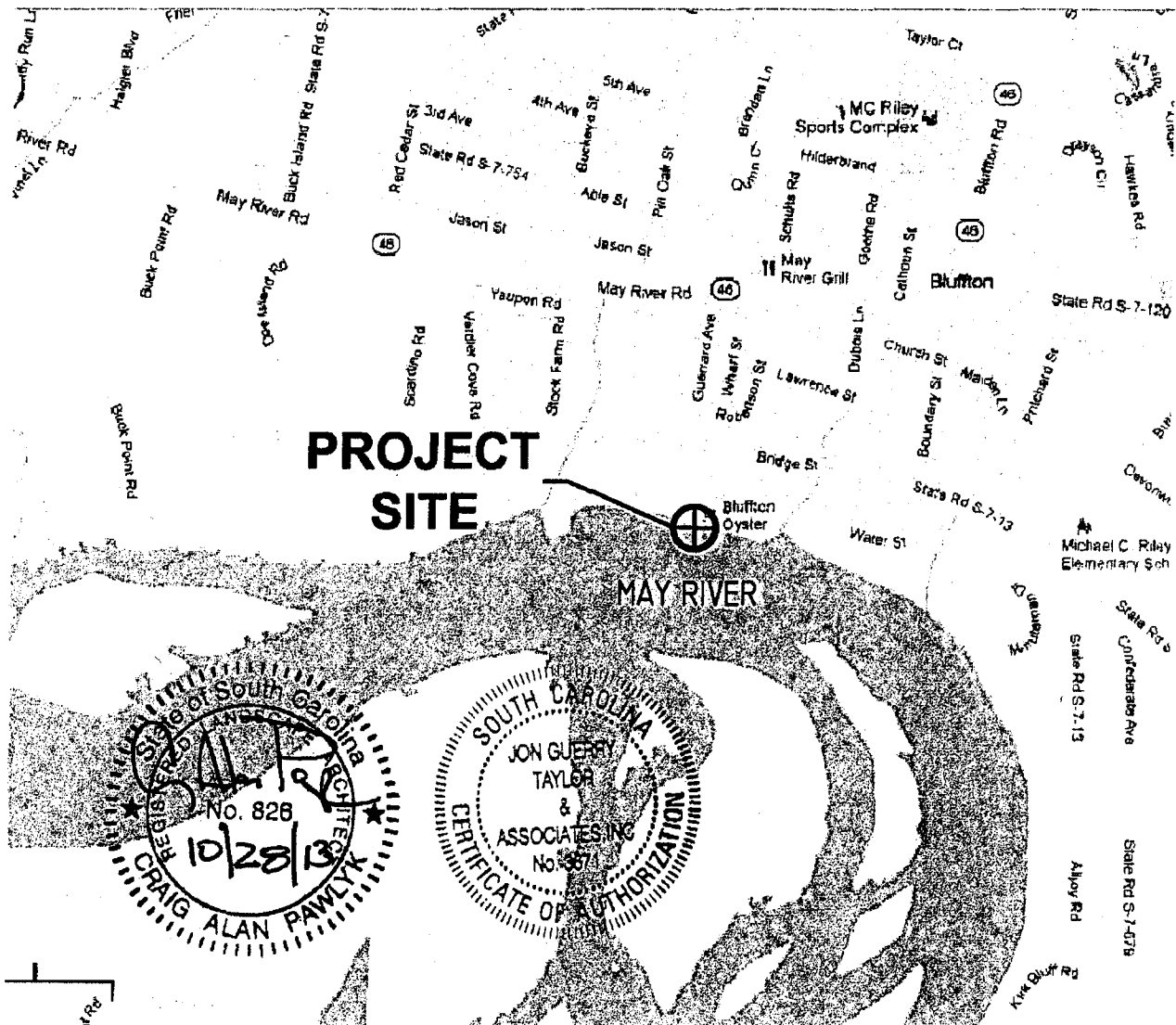
PROPOSED:

OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13

ON: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 1 OF 10



Permit Purposes Only
Not For Construction



LAT: 32° 13' 55.10"N
LONG: 80° 52' 02.77"W

LOCATION MAP

SAC 2009-D1376-1W

AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

**OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC**

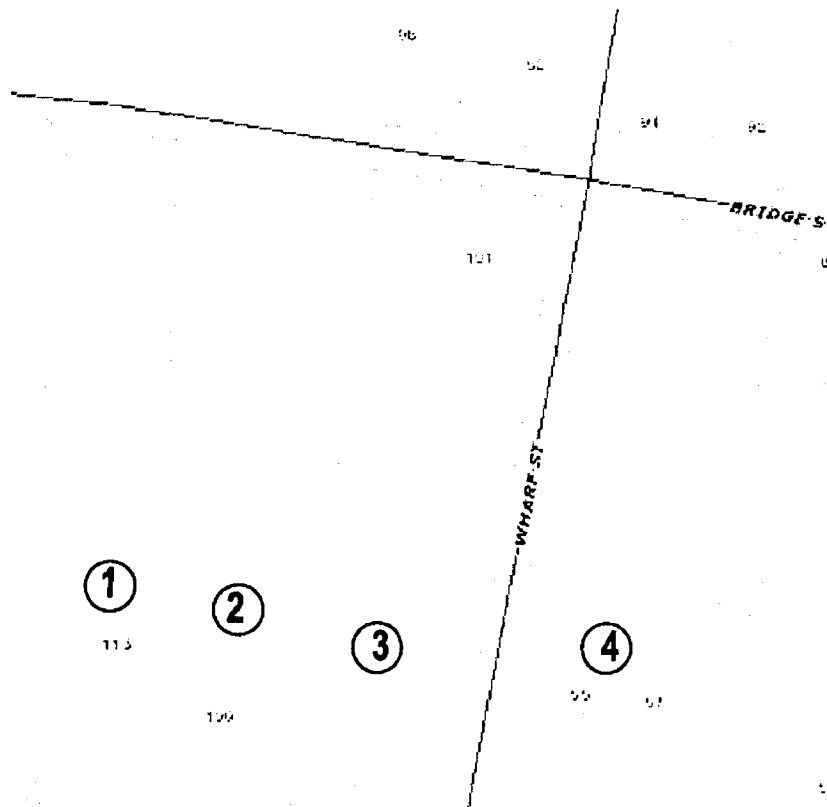
PROPOSED:

OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13

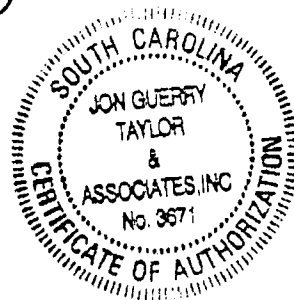
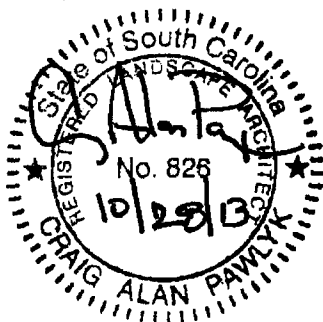
ON: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 2 OF 10



- ① NANCY AND WILLIAM JTROS
113 BRIDGE STREET
BLUFFTON, SC 29910-7637
- ② BEAUFORT COUNTY AND THE
TOWN OF BLUFFTON
PO BOX 386
BLUFFTON, SC 29910
- ③ BEAUFORT COUNTY
PO BOX 1228
BEAUFORT, SC 29901-1228
- ④ BEAUFORT COUNTY
PO BOX 1228
BEAUFORT, SC 29901-1228
- ⑤ BEAUFORT COUNTY
PO BOX 1228
BEAUFORT, SC 29901-1228

SITE



Permit Purposes Only
Not For Construction

LAT: 32° 13' 55.10"N
LONG: 80° 52' 02.77"W

ADJACENT PROPERTY OWNERS

N.T.S.

SAC 2009-01376-1W

AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

**OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC**

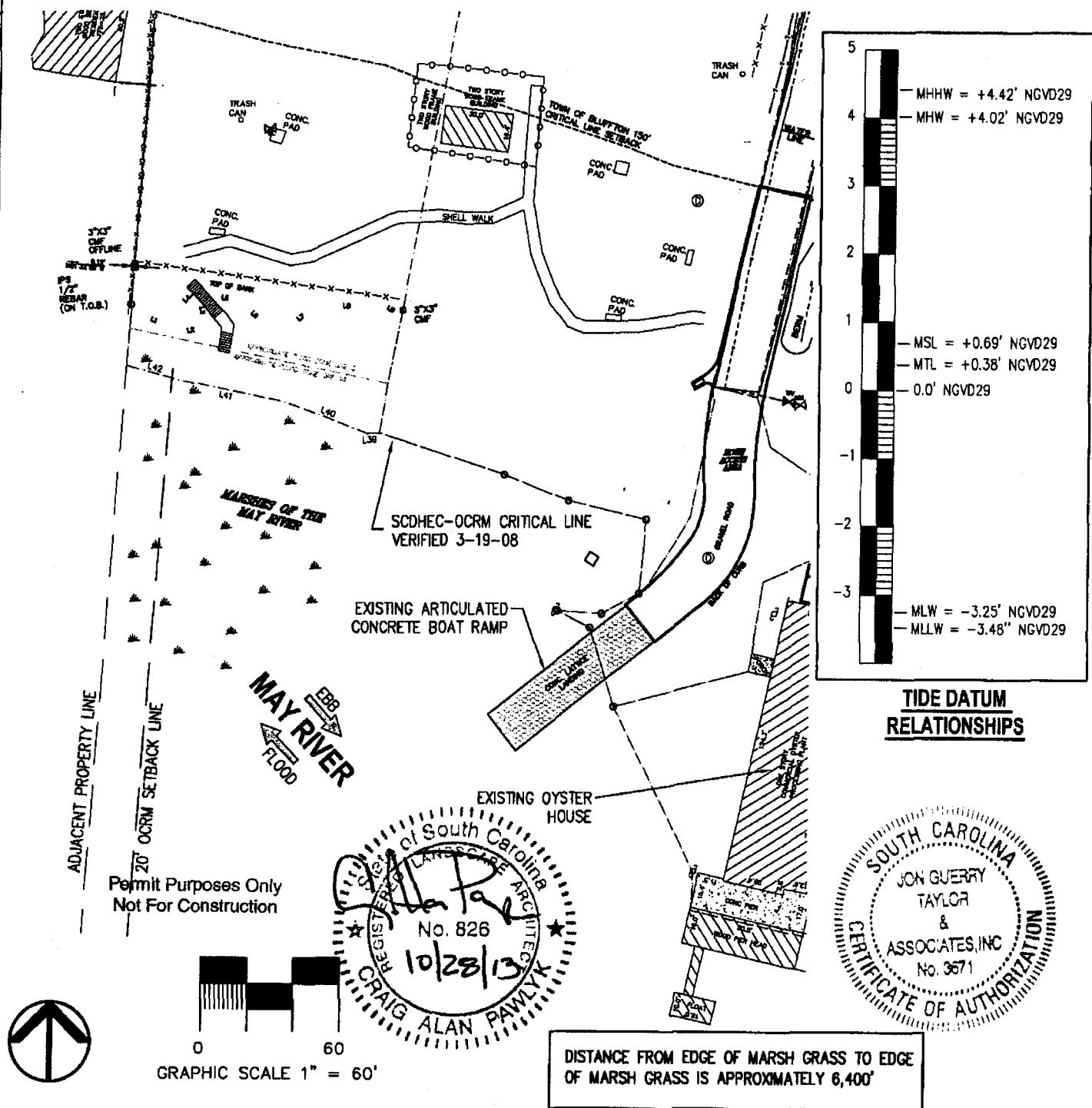
PROPOSED:

OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13

ON: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 3 OF 10



EXISTING CONDITIONS - OVERALL VIEW

SAC 2009-01376-1W

AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

**OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC**

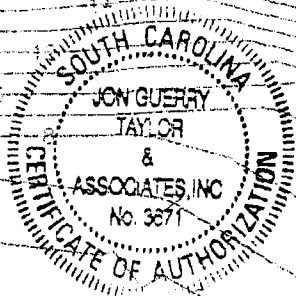
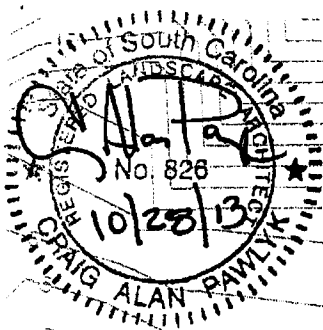
PROPOSED:

OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13

ON: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 4 OF 10



CONTOUR ELEVATIONS REFERENCED
TO NGVD 29

MAY RIVER
EBB
FLOOD

EXISTING ARTICULATED
CONCRETE BOAT RAMP

CONC. LATTICE
LANDING

RIVER
ACCESS
AREA

GRAVEL ROAD

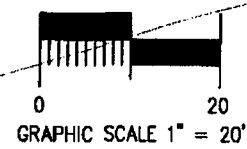
BACK OF CURB

EXISTING OYSTER
HOUSE

PORCH

SCDHEC-OCRM CRITICAL
LINE VERIFIED 3-19-08
(VERIFICATION GOOD FOR 6 YEARS)

Permit Purposes Only
Not For Construction



LAT: 32° 13' 55.10"N
LONG: 80° 52' 02.77"W

EXISTING CONDITIONS - ENLARGED VIEW

SAC 2009-01376-1W

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

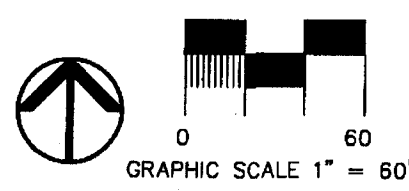
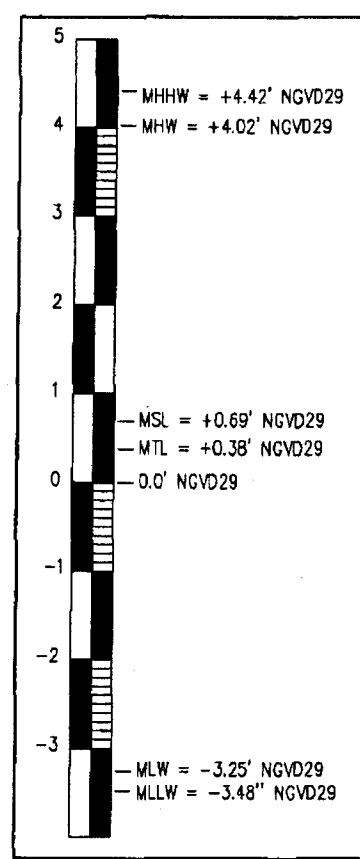
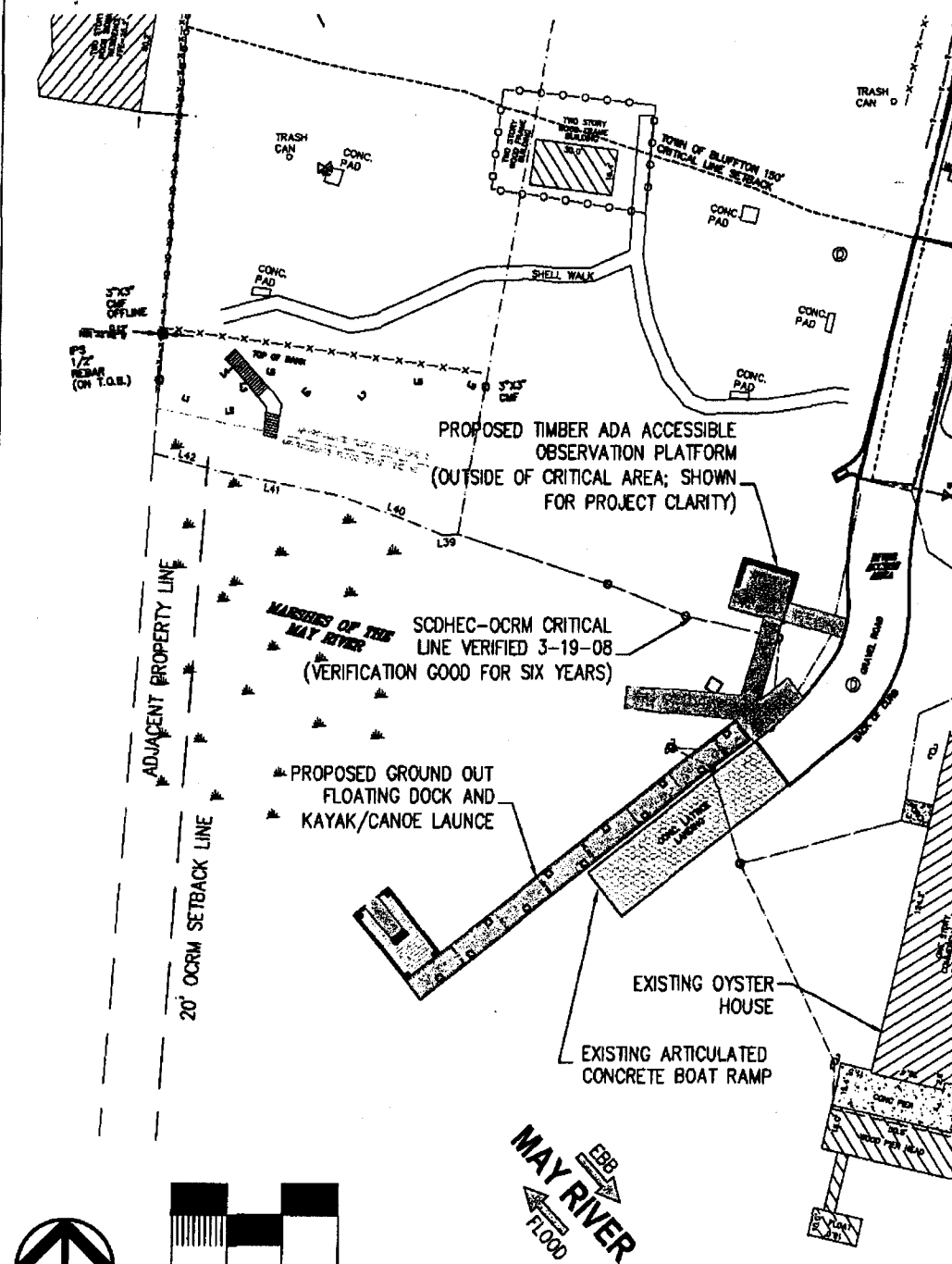
**OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC**

PROPOSED:
OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13

ON: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 5 OF 10



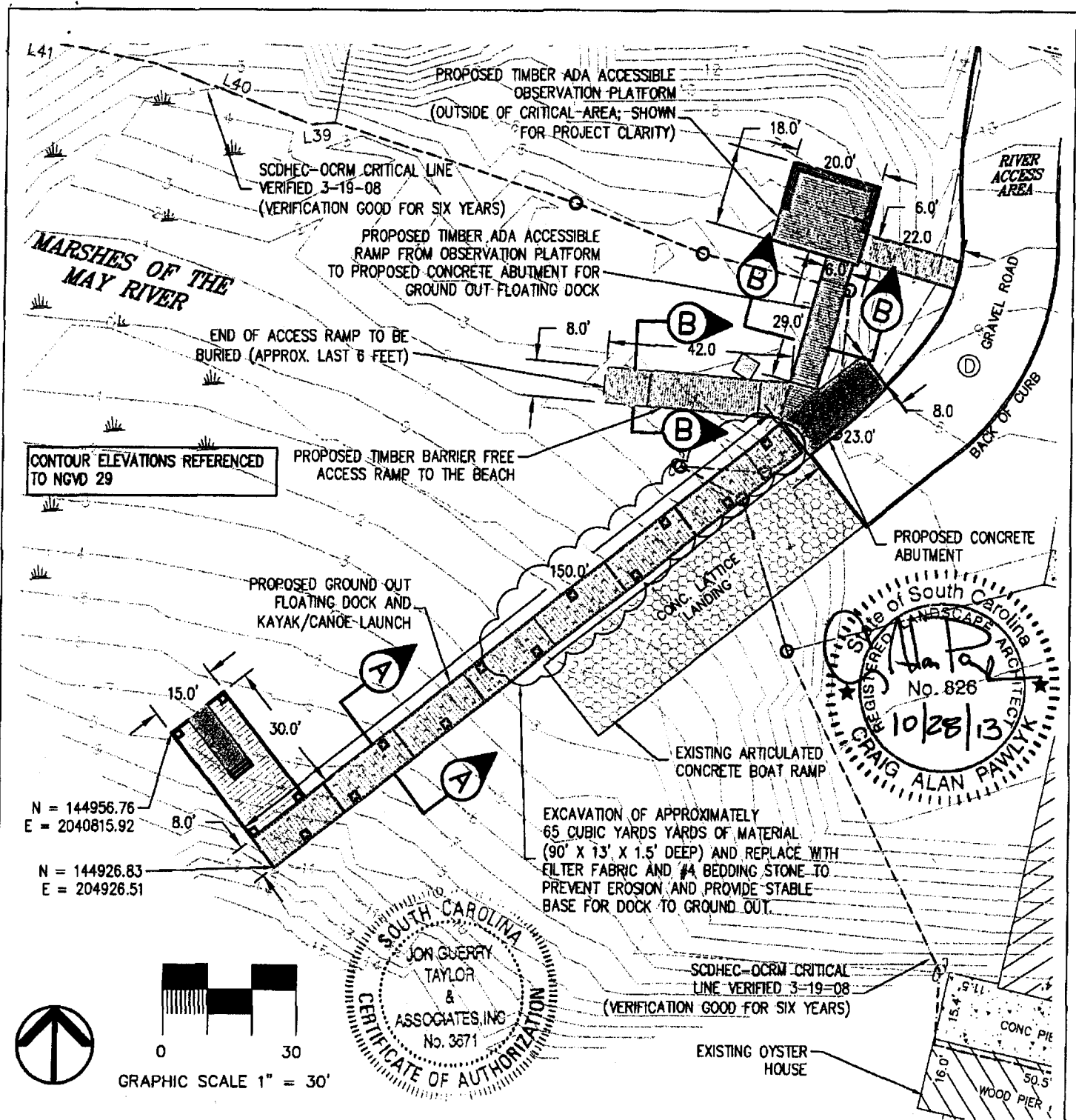
Permit Purposes Only
Not For Construction

LAT: 32° 13' 55.10"N
LONG: 80° 52' 02.77"W

PROPOSED IMPROVEMENTS - OVERALL VIEW

SAC 2009-01376-1W

<p>AUTHORIZED AGENT: JON GUERRY TAYLOR & ASSOCIATES, INC. P.O. BOX 1082 MT. PLEASANT, SC 29465 c/o CRAIG PAWLYK</p>	<p>OYSTER FACTORY PARK OBSERVATION PLATFORM AND GROUND OUT FLOATING DOCK TOWN OF BLUFFTON BEAUFORT COUNTY, SC</p>	<p>PROPOSED: OBSERVATION PLATFORM AND GROUND OUT FLOATING DOCK FOR BARRIER FREE PUBLIC ACCESS TO WATERS OF THE U.S.</p> <p>IN: BLUFFTON ON: MAY RIVER COUNTY: BEAUFORT STATE: SOUTH CAROLINA DATE: 10/30/13</p>
--	--	--



PROPOSED IMPROVEMENTS-ENLARGED VIEW

Permit Purposes Only
Not For Construction

SAC 2009-01376-1W

AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

**OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC**

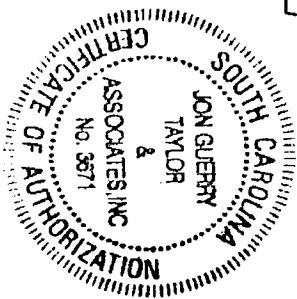
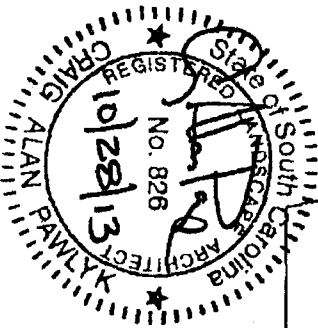
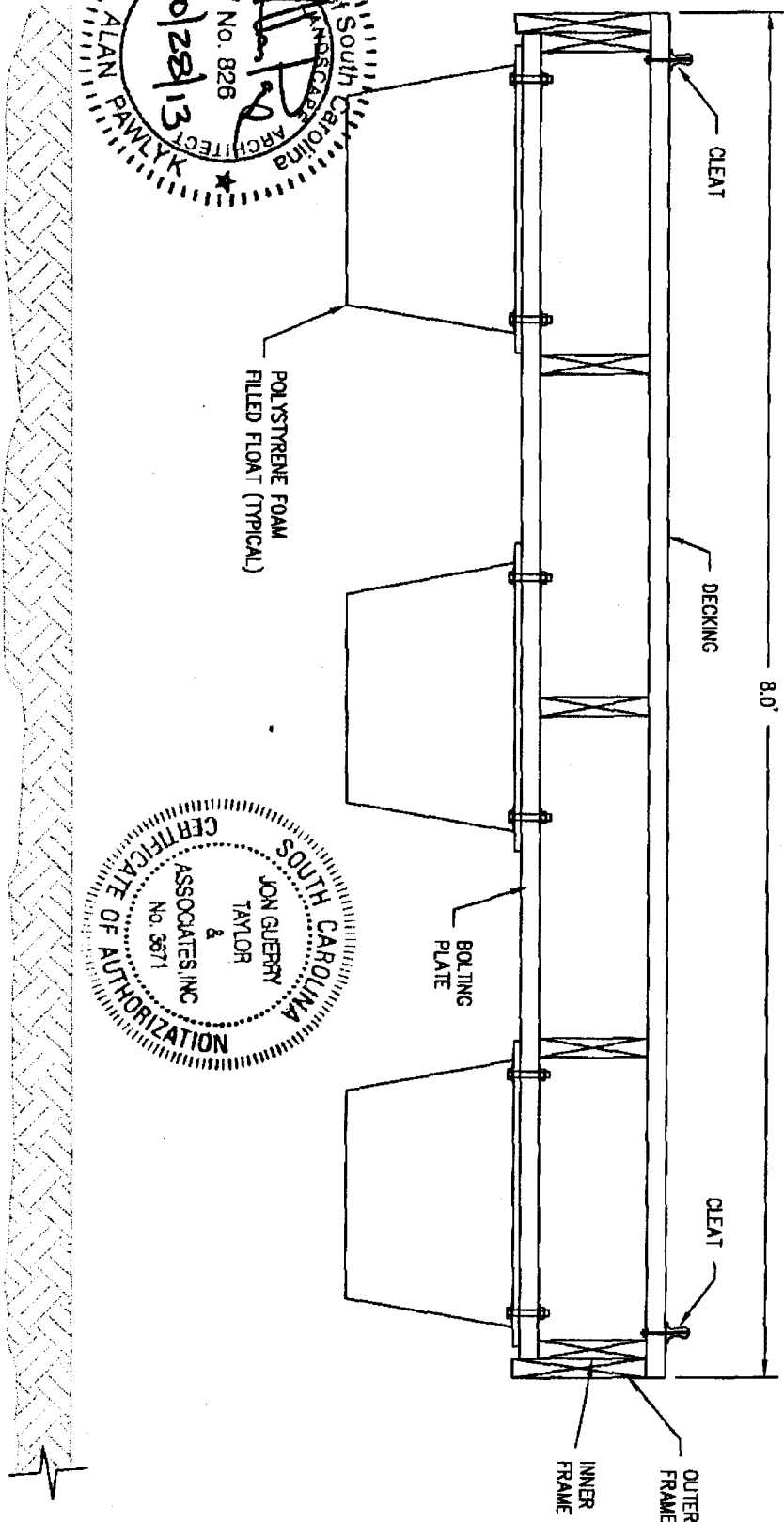
PROPOSED:

OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13

ON: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 7 OF 10



Permit Purposes Only
Not For Construction

SECTION A-A: TYPICAL FLOATING DOCK

SAC 2009-01376-1W

N.T.S

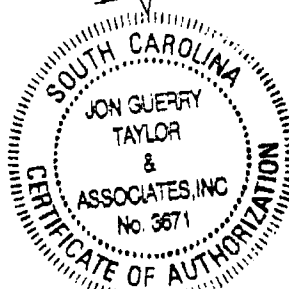
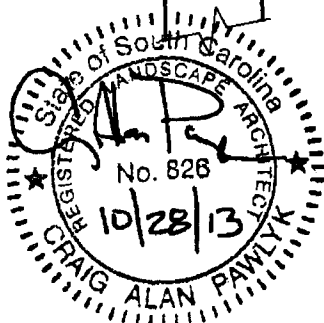
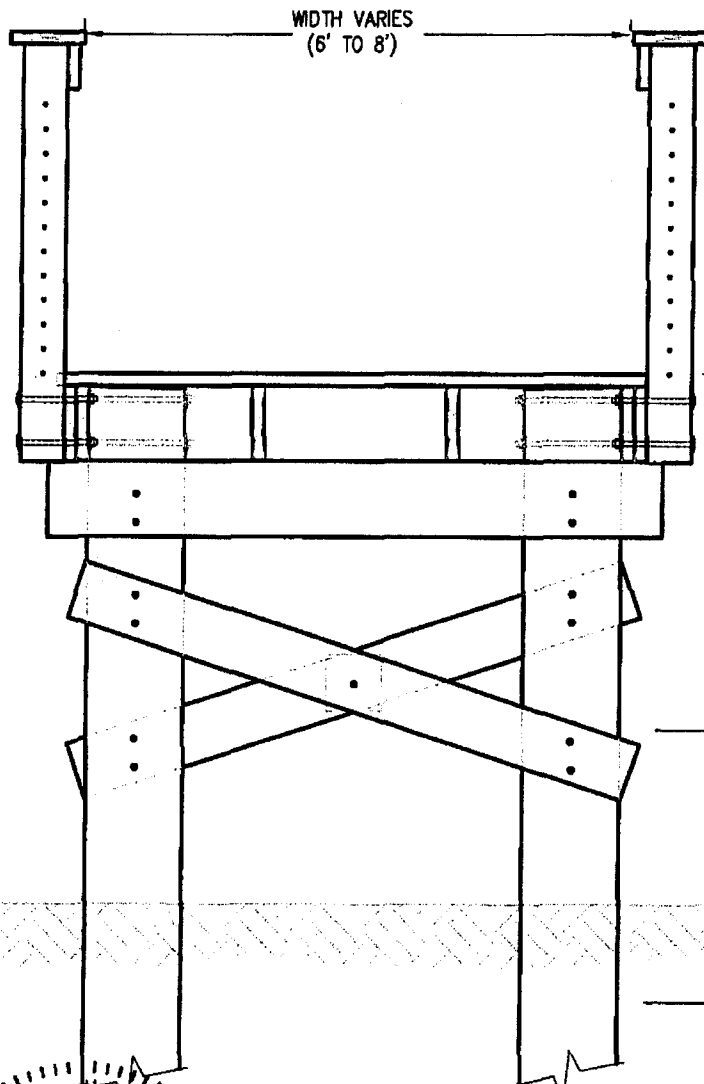
Permit Purposes Only
Not For Construction

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK
ADJACENT RIPARIAN PROPERTY.
SEE SHEET 3

OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC

PROPOSED:
OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.
LINE: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13
ONE: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 8 OF 10



SECTION B-B: SLOPED ACCESS RAMP

Permit Purposes Only
Not For Construction

SAC 2009-01376-1W

N.T.S.

AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC

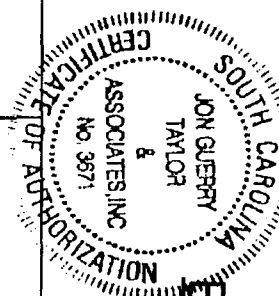
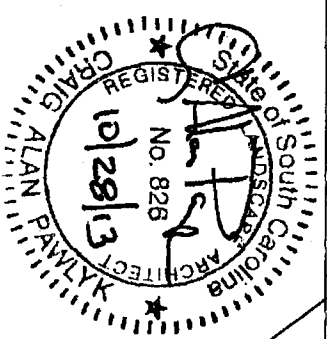
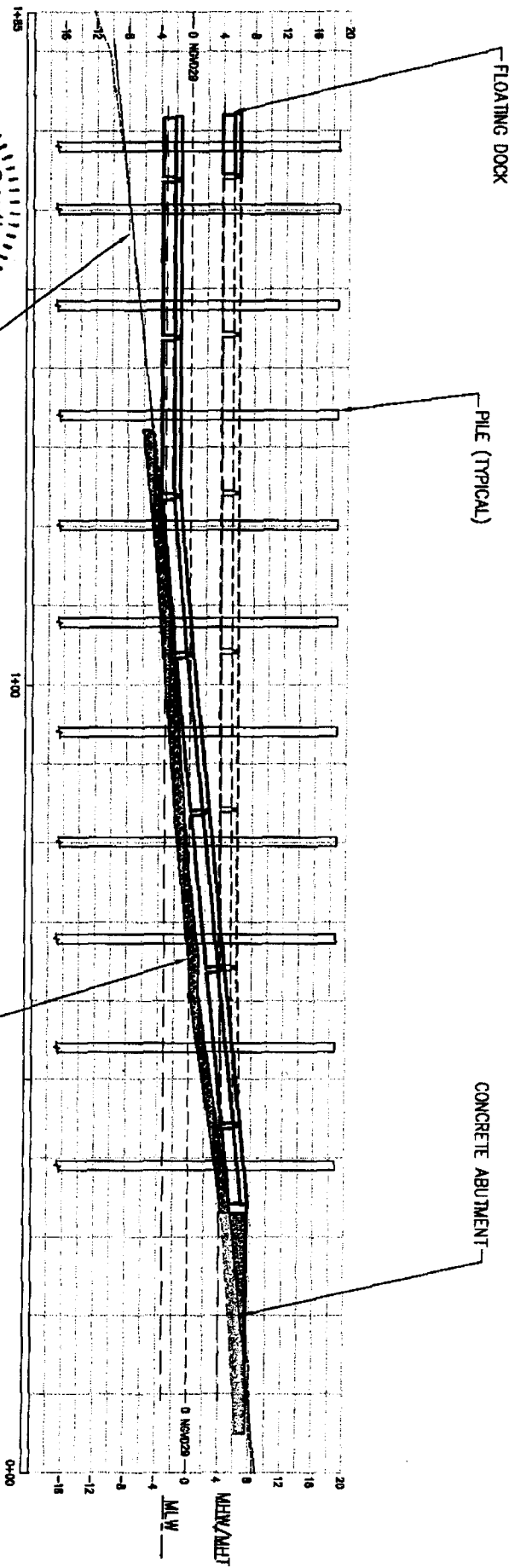
PROPOSED:

OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON
COUNTY: BEAUFORT
DATE: 10/30/13

ON: MAY RIVER
STATE: SOUTH CAROLINA

SHEET: 9 OF 10



EAST ELEVATION

N.T.S.
Permit Purposes Only
Not For Construction

SAC 2009-01376-1W

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

OYSTER FACTORY PARK
OBSERVATION PLATFORM
AND GROUND OUT
FLOATING DOCK
TOWN OF BLUFFTON
BEAUFORT COUNTY, SC

PROPOSED:
OBSERVATION PLATFORM AND GROUND
OUT FLOATING DOCK FOR BARRIER FREE
PUBLIC ACCESS TO WATERS OF THE U.S.

IN: BLUFFTON ON: MAY RIVER
COUNTY: BEAUFORT STATE: SOUTH CAROLINA
DATE: 10/30/13

SHEET: 10 OF 10